

**THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD**

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<b>In the Matter of:</b>	)	
	)	
Dixie, Inc.	)	Case No.: 20-CC-00064
t/a Dixie Liquor	)	License No.: ABRA-112906
	)	Order No.: 2021-298
Holder of a	)	
Retailer's Class A License	)	
	)	
at premises	)	
3429 M Street, NW	)	
Washington, D.C. 20007	)	

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**BEFORE:** Donovan Anderson, Chairperson  
James Short, Member  
Bobby Cato, Member  
Rema Wahabzadah, Member  
Rafi Aliya Crockett, Member  
Jeni Hansen, Member  
Edward S. Grandis, Member

**ALSO PRESENT:** Dixie, Inc., t/a Dixie Liquor, Respondent  
  
John Lui, Assistant Attorney General  
Office of the Attorney General for the District of Columbia  
  
Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER APPROVING OFFER IN COMPROMISE**

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The above mentioned parties have petitioned the Alcoholic Beverage Control Board (Board) to approve an offer-in-compromise (OIC) to settle one or more violations of Title 25 of the D.C. Official Code (Title 25) and Title 23 of the D.C. Municipal Regulations (Title 23) in accordance with D.C. Official Code § 2-509(a).

## **ORDER**

Therefore, on this 19th day of May 2021, the Board **APPROVES** the OIC appended to this Order. The terms of the OIC are as follows:

1. The Respondent admits to a violation of the statutes or regulations listed in the OIC attached to this Order.
2. The Respondent shall follow and abide by the terms and conditions of the attached OIC in accordance with D.C. Official Code §§ 2-509(a), 25-447(f), and 25-823(a)(6).
3. The Respondent waives all rights to notice or appearance before the Board.
4. The Respondent waives the right to a hearing, call witnesses, present evidence, and otherwise contest the charges as provided in Title 25 and Title 23.
5. The Respondent waives the right to judicial review or appeal of this Order. The Respondent further agrees not to collaterally attack the disposition imposed by this Order.
6. The parties agree that the attached OIC constitutes the entire agreement of the parties.

The Show Cause hearing in this matter is cancelled. ABRA shall deliver copies of this Order to the Government and the Respondent.

District of Columbia  
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com

*Donovan Anderson*

Key: ac4301696505e4b730093d1d4cd8

Donovan Anderson, Chairperson

James Short, Member

eSigned via SeamlessDocs.com

*James Short*

Key: 256d3fca0fba146d7f4b75bd7917d2f1

Bobby Cato, Member

Rema Wahabzadah, Member

eSigned via SeamlessDocs.com

*Rafi Aliya Crockett, Member*

Key: b560e91845e1f0e4016155e5c12f01e

Rafi Crockett, Member

eSigned via SeamlessDocs.com

*Jeni Hansen, Member*

Key: 82172631f056e447491b5689c2a4f8f

Jeni Hansen, Member

eSigned via SeamlessDocs.com

*Edward Grandis, Member*

Key: 5027bda7f9f0040e14adeb52541ce2

Edward S. Grandis, Member

Pursuant to D.C. Official Code § 25-433(d)(1), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 430 E Street, N.W., Washington, D.C. 20001; (202/879- 1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).

**GOVERNMENT OF THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD**



IN THE MATTER OF:  DIXIE, INC. t/a DIXIE LIQUOR,  Respondent.	Case No. 20-CC-00064 License No. 112906 Retailer Class A
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**OFFER IN COMPROMISE FOR BOARD APPROVAL**

The District of Columbia, jointly with the licensee (respondent) submits this Offer in Compromise (OIC) to the Alcoholic Beverage Control Board (Board), as authorized by 23 DCMR § 1611.5, for approval by the Board.

The Parties understand that if the Board approves the OIC, the case will conclude, the scheduled Show Cause Hearing will be vacated and under 23 DCMR § 1611.6, the OIC shall constitute a waiver of appeal and judicial review. Respondent will be obligated to abide by the terms of the OIC shown below. If the Board does not approve the OIC, the matter will be continued to the scheduled Show Cause Hearing, currently set for May 19, 2021.

The respondent has been advised that there is no obligation to accept an OIC. Respondent has been advised, through service of the Notice of Status Hearing and Show Cause Hearing that at a Show Cause Hearing, respondent may be represented by legal counsel, have subpoenas issued to require the production of witnesses and evidence, produce witnesses and evidence, cross-examine witnesses, and apply to the Board for a qualified interpreter.

The OIC terms are as follows.

Charge I: Sale of an alcoholic beverage to a person under 21 years of age.

Statutory Authority: D.C. Code § 25-781.

(1) Fine: \$2,000 payable within 90 days or the license shall be suspended until the fine is paid.

(2) Suspension: License shall be suspended for five consecutive days and five days to be stayed for one year, provided there are no further violations in that time.

(3) Other term: All employees who serve alcoholic beverages in the licensed establishment must complete an alcohol training program within three months from the OIC's approval.

Charge II: Failure to take reasonable steps necessary to ascertain legal drinking age.

Statutory Authority: D.C. Code § 25-783.

(1) Fine: \$1,000 payable within 90 days or the license shall be suspended until the fine is paid.

(2) Suspension: N/A.

(3) Other term: N/A.

Dated: May 18, 2021.

Respectfully submitted,

KARL A. RACINE  
Attorney General for the District of Columbia

FERNANDO AMARILLAS  
Acting Deputy Attorney General  
Public Interest Division

/s/ Fernando Rivero  
FERNANDO RIVERO [478765]  
Assistant Chief, Civil Enforcement Section

/s/ John Lui  
JOHN LUI [1021222]  
Assistant Attorney General  
Suite 10100  
400 Sixth Street, N.W.  
Washington, D.C. 20001  
Phone: (202) 724-6526  
Desktop Fax: (202) 730-1474  
E-mail: John.Lui@dc.gov

ATTORNEYS FOR THE DISTRICT OF COLUMBIA

**CONSENT OF RESPONDENT**

By this Offer in Compromise, I agree to accept and perform its terms. I acknowledge the validity of the OIC and waive a hearing to which I would have a right under D.C. Code § 25-826. I also recognize that I am waiving any right to appeal an adverse ruling of the Board that might have followed any such hearing. By this settlement, I waive all such rights. I sign this OIC without reservation, and I fully understand its meaning and my rights.

/s/ James Strand  
Respondent

May 18, 2021  
DATE

**CERTIFICATE OF SERVICE**

I certify that on May 18, 2021, the foregoing Offer in Compromise for Board Approval was served by electronic mail or by U.S. mail, first class postage pre-paid, to:

James Strand, President  
3429 M Street, N.W.  
Washington, D.C. 20007  
jimstrand@mac.com

Martha Jenkins  
General Counsel, ABRA  
2000 14th Street, N.W., Suite 400 South  
Washington, D.C. 20009  
Martha.Jenkins@dc.gov

/s/ John Lui  
John Lui  
Assistant Attorney General